

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appin No.: 10/723,257

Confirmation No. 6066

Filed: November 26, 2003

Applicants: DIAS et al.

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Title: CHEESE FLAVORING SYSTEMS
PREPARED WITH BACTEROCINS

Art Unit: 1794

Examiner: Wong, Leslie A.

Attorney Docket: 67611/1410

Customer No.: 48940

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

RESPONSE

Dear Sir:

This Response is being filed in response to the Office Action mailed March 28, 2008 in the above-identified application. Applicants hereby petition under 37 C.F.R. §1.136(a) for a three-month extension of time in the above-identified application, up to and including September 28, 2008, to make this reply timely.

The only rejection contained in the March 28, 2008 Office Action was rejected on the grounds of nonstatutory obviousness-type double patenting in view of U.S. Patent 6,406,724, owned by the same assignee as of the present invention. A terminal disclaimer in view of U.S. Patent 6,406,724 is attached.

In review the pending claims 1-26 and 34-53, Applicants noted errors related to antecedent basis in claim 34. The appropriate correction has been made in claim 34 in the present response.

Application No. 10/723,257
Amendment and Response dated September 12, 2008
Response to Office Action of March 28, 2008

In response to the final Office Action mailed March 28, 2008, Applicants provide the following in response:

Amendments to the Claims are reflected in the listing of claims which begin on page 3 of this paper.

Remarks begin on page 16 of this paper.